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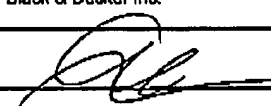
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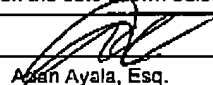
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| | | | |
|--|----------------------|------------------------|----------|
| TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small> | Application Number | 10/624,825 | |
| | Filing Date | July 22, 2003 | |
| | First Named Inventor | Mark E. Brunson et al. | |
| | Art Unit | 3723 | |
| | Examiner Name | M. Rachuba | |
| Total Number of Pages in This Submission | 5 | Attorney Docket Number | TN-0387M |

| ENCLOSURES (check all that apply) | | |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Office Action |
| <div style="border: 1px solid black; padding: 5px;"> Remarks </div> | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|---|----------|--------|
| Firm | Black & Decker Inc. | | |
| Signature |  | | |
| Printed Name | Adan Ayala, Esq. | | |
| Date | November 15, 2005 | Reg. No. | 38,373 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---|---|------|-------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Signature |  | | |
| Typed or printed name | Adan Ayala, Esq. | Date | November 15, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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NOV 15 2005

Serial No. 10/624,825

Amend. In Resp. to Off. Act. of Aug. 25, 2005

UTILITY PATENT

B&D No. TN-0387M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re application of: **Mark E. Brunson et al.**

Serial No.: 10/624,825

Examiner: M. Rachuba

Filed: July 22, 2003

Group Art Unit: 3723

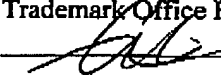
For: **BEVEL LOCKING SYSTEM FOR A SLIDING COMPOUND MITER SAW**

Assistant Commissioner for Patents

Washington, DC 20231

RESPONSE TO OFFICE ACTION

I, Adan Ayala, PTO Reg. No. 38,373, hereby certify that this
correspondence is being facsimile transmitted to the Patent and
Trademark Office Fax No. 571-273-8300 on Nov. 15, 2005.


Adan Ayala

Dear Sir:

This is in response to the final Office Action mailed on August 25, 2005.

Currently pending in the application are Claims 1-10.

The Examiner rejected Claims 1-10 under the doctrine of obviousness-type double patenting as being unpatentable over Claims 1-10 of US Patent No. 6,032,562 in view of US Patent No. 5,235,889. In addition, the Examiner rejected Claims 1-4 and 7-10 under the doctrine of obviousness-type double patenting as being unpatentable over Claims 9-19 of US Patent No. 5,870,938 in view of US Patent No. 5,235,889. In response, Applicants hereby file a terminal disclaimer, rendering the present rejections moot.

Serial No. 10/624,825

Amend. In Resp. to Off. Act. of Aug. 25, 2005


UTILITY PATENT

B&D No. TN-0387M

The Commissioner is authorized to charge payment of the disclaimer fee (\$130.00), as well as any other fees due in processing this amendment, or credit any overpayment to Deposit Account No. 02-2548.

In view of the foregoing, Claims 1-10 are patentable and the application is believed to be in condition for formal allowance.

Respectfully submitted,



Adan Ayala
PTO Reg. No. 38,373
Attorney for Applicants

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